

1 HEATHER E. WILLIAMS, CA Bar #122664
2 Federal Defender
3 REED GRANTHAM, CA Bar #294171
4 Assistant Federal Defender
5 Office of the Federal Defender
6 2300 Tulare Street, Suite 330
7 Fresno, CA 93721-2226
8 Telephone: (559) 487-5561
9 Fax: (559) 487-5950

10 Attorneys for Defendant
11 SALVADOR ORTIZ-PADILLA

12
13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE EASTERN DISTRICT OF CALIFORNIA

15
16
17
18 UNITED STATES OF AMERICA,
19 Plaintiff,
20 vs.
21
22 SALVADOR ORTIZ-PADILLA,
23 Defendant.

Case No. 1:21-cr-00239-JLT-SKO
AMENDED STIPULATION TO MODIFY
CONDITION OF PRETRIAL RELEASE;
ORDER

19
20
21
22
23 IT IS HEREBY STIPULATED, by and between the parties, through their respective
counsel, Assistant United States Attorney Justin Gilio, counsel for plaintiff, and Assistant
Federal Defender Reed Grantham, counsel for defendant Salvador Ortiz-Padilla, that Condition
(7)(l) of Mr. Ortiz-Padilla's pretrial release, initially imposed on September 28, 2021 (*see* Dkt.
#11), modified on April 5, 2022 (*see* Dkt. #22), and further modified on July 19, 2022 (*see* Dkt.
#29) be removed. Specifically, the parties stipulate that the following condition be removed:

24
25
26
27
28 HOME DETENTION: You must remain inside your residence at all
times except for employment; education; religious services;
medical, substance abuse, or mental health treatment; attorney
visits; court appearances; court ordered obligations; or other
essential activities pre-approved by the pretrial services officer.
Essential activities include haircuts, DMV appointments, banking
needs, or other activities that cannot be completed by another person
on your behalf. In addition, you can attend medical appointments
with your girlfriend regarding your unborn child.

1 Notwithstanding the above, Mr. Ortiz-Padilla is permitted to stay
2 overnight at the Saint Agnes Medical Center, located at 1303 E.
3

4 Herndon Ave., Fresno, California 93720, for a period of time, as
5 recommended by his physician, following his knee replacement
6 surgery which is scheduled for Thursday, July 21, 2022. For the
7 period of time that Mr. Ortiz-Padilla will be staying overnight at the
8 hospital, he must provide daily confirmation of his stay at the
9 hospital by verifying his location when asked by his assigned
10 Pretrial Services officer. During this period of time, Mr. Ortiz-
11 Padilla will not be electronically monitored. As soon as Mr. Ortiz-
12 Padilla becomes aware of the date and time of his discharge from
13 the hospital, Mr. Ortiz-Padilla is instructed to contact his Pretrial
14 Services officer and to follow the officer's instructions with respect
15 to re-connecting the electronic monitoring device.

16 Mr. Ortiz-Padilla was released on conditions on September 28, 2021. *See* Dkt. #11. At
17 that time, Mr. Ortiz-Padilla was subject to location monitoring (home incarceration). *See* Dkt.
18 #11 at 2. Thereafter, on April 5, 2022, the Court, pursuant to a stipulation from the parties,
19 modified Mr. Ortiz-Padilla's condition of release that subjected him to location monitoring
20 (home incarceration) and replaced that condition with a condition that imposed location
21 monitoring (home detention). *See* Dkt. #22. Then, on July 19, 2022, the Court, pursuant to a
22 stipulation from the parties, modified the location monitoring (home detention) condition to
23 permit Mr. Ortiz-Padilla's overnight stay at a hospital for medical care. *See* Dkt. #29.

24 Mr. Ortiz-Padilla is currently subject to location monitoring (home detention). He has
25 been under Pretrial Services supervision since September of 2021 and he has remained in
26 compliance with his pretrial release conditions since that time. According to Pretrial Services, he
27 remains in contact with Pretrial Services, he is employed, he has maintained the same residence,
28 he has not had any new law violations, and he continues to provide negative drug tests and
attends all of his counseling appointments. As a result, Pretrial Services does not believe that the
location monitoring (home detention) condition remains necessary. Accordingly, the parties
hereby stipulate and agree to remove the location monitoring (home detention) condition. The
government has no objection to removing the location monitoring (home detention) condition.
All other terms and conditions of Mr. Ortiz-Padilla's pretrial release, previously imposed, shall
remain in full force and effect.

//

1 Respectfully submitted,

2 PHILLIP A. TALBERT
United States Attorney

3

4 Dated: December 29, 2022

5 /s/ Justin Gilio
JUSTIN GILIO
Assistant United States Attorney
6 Attorney for Plaintiff

7 HEATHER E. WILLIAMS
Federal Defender

8

9 Date: December 29, 2022

10 /s/ Reed Grantham
REED GRANTHAM
11 Assistant Federal Defender
Attorney for Defendant
12 SALVADOR ORTIZ-PADILLA

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 **O R D E R**

2 IT IS SO ORDERED. Condition (7)(l) of Mr. Ortiz-Padilla's pretrial release is hereby
3 removed as set forth above. All other conditions previously imposed remain in full force and
4 effect.

5
6 IT IS SO ORDERED.

7 Dated: December 29, 2022



UNITED STATES MAGISTRATE JUDGE

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28